

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Terrance P. SNUTCH et al.

Application No.: 10/821,389

Filed: April 9, 2004

For: CALCIUM CHANNEL INHIBITORS
COMPRISING BENZHYDRIL SPACED FROM
PIPERAZINE

Confirmation No.: 1599

Art Unit: 1609

Examiner: B. J. Packard

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to an Office Action mailed 29 August 2007, time for response to which was set to expire 29 November 2007. A petition for an extension of time of one (1) month until 29 December 2007 is enclosed along with the required fee. The examined claims, claims 1, 3, 5, 7-10, 12, 13 and 16-18 were rejected. Although claims 2, 4, 6, 11, 14 and 15 were withdrawn from consideration, this was based on a species election. Since applicants believe a generic claim is now allowable in view of the amendment submitted herewith, the unexamined claims have not been canceled as applicants believe they are eligible for rejoinder based on this as a species election. Reconsideration in light of the following amendment and discussion is respectfully requested.